

Sheet No. 6 . . .

Box No. VIII (iii) DECLARATION OF ENTITLEMENT TO CLAIM PRIORITY

The declaration must conform to the standardized wording provided for in Section 213; see Notes to Boxes Nos. VIII, VIII (i) to (v) (in general) and the specific Notes to Box No. VIII (iii). If this Box is not used, this sheet should not be included in the request.

Declaration as to the applicant's entitlement, as at the international filing date, to claim the priority of the earlier application specified below, where the applicant is not the applicant who filed the earlier application or where the applicant's name has changed since the filing of the earlier application (Rules 4.17(iii) and 51bis.1(a)(iii)):

in relation to this international application,

TEMPO INDUSTRIES, INC. is entitled to claim priority of earlier application(s):

No. 60/617,289

by virtue of the following:

an assignment from Terry Horwitz, Gregory Scott Smith, and Dennis Pearson to Tempo Industries, Inc., dated October 4, 2005.

This declaration is made for the purposes of all designations.

This declaration is continued on the following sheet, "Continuation of Box No. VIII (iii)".